GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

EFS&T Department - Diversion of 0.82 Ha. of forest land in Compt. No.132 in Mangalagiri Reserve Forest Block, Guntur Division for laying of 132 KV LILO line to the proposed 132/33 KV AIIMS SS, Mangalagiri in favour of Executive Engineer, Construction, CRDA Division, APTRANSCO, Guntur–**In-principle (Stage-I)** approval accorded - Orders - Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (Section-II) DEPARTMENT

G.O.MS.No. 30 **Dated: 29-08-2019.**
Read the following:-

1) From the Govt. of India, MoEF & CC, New Delhi, Letters F.No.11-9/98-FC, dated.13-5-2011, 16-6-2011, 10-12-2012, 1-2-2013, 17-5-2013, 25-2-2016 & 15-02-2018.
2)From the PCCF(HoFF), A.P., Lr.Rc.No.EFS02-15035/4/2018/FCA-3, dated 20-04-2019.
3)From the Joint Secretary(LWE), Min. of Home Affairs (LWE Division), New Delhi, Lr.F.No.II-18015/6/2014-LWE-III, dt.14.04.2018.
4)Govt. Memo.No.1464/Sec.II/2019, EFS&T (Section.II) Department, dt.31.05.2019.
5)Minutes of the 2nd meeting of the Committee held on 11.06.2019.

***

ORDER:

In the reference 1st read above, the Ministry of Environment & Forests, Government of India, New Delhi have accorded general approval under Section-2(ii) of Forest (C) Act, 1980 for diversion of forest land for creation of critical public utility infrastructure works to be carried out by Government Departments in LWE districts involving more than 5 Ha. and upto 40 Ha. and having more than 50 trees per Ha. shall be placed before a Committee constituted by respective State Governments in each case.

2. The Principal Chief Conservator of Forests (HoFF), A.P. in his letter 2nd read above, has requested to place the proposal before the Committee constituted vide G.O.Ms No. 70, EFS &T (Sec.II) Dept., dated:27-06-2018 as per GoI guidelines dated:15.02.2018, since, there are 138 trees to be felled in the area proposed for diversion and the value of the trees is Rs. 69,225.90 ps and the area proposed for diversion lies in LWE District (i.e. Guntur), to accord Stage-I approval under Section-2 of Forest (Conservation) Act, 1980 for diversion of 0.82 Ha. of forest land in Compt. No.132 of Mangalagiri Reserve Forest block, Guntur Division for laying of 132 KV LILO line to the proposed 132/33 KV AIIMS SS, Mangalagiri in favour of Executive Engineer, Construction, CRDA Division, APTRANSCO, Guntur.

(Contd.p.2)

3. Accordingly, the 2nd meeting Committee was held on 11.06.2019, the Committee has 'recommended' the proposal, subject to certain condition.

4. Government, after careful examination of the proposal and in exercise of the powers delegated by Government of India, Ministry of Environment, Forests & Climate Change, in the reference 1st read above and recommendation of the Committee in the reference 5th read above, hereby accord **in-principle (Stage-I)** approval to the Principal Chief Conservator of Forests (HoFF), A.P., for diversion of 0.82 Ha. of forest land in Compt. No.132 of Mangalagiri Reserve Forest block, Guntur Division for laying of 132 KV LILO line to the proposed 132/33 KV AIIMS SS, Mangalagiri in favour of Executive Engineer, Construction, CRDA Division, APTRANSCO, Guntur, subject to the following conditions, along with the conditions stipulated by the Committee:-

(i) The legal status of the forest land shall remain unchanged.
(ii) The demarcation of the forest area proposed for diversion shall be carried out by erecting cement concrete pillars duly numbered at an interval of 20 meters at the cost of user agency.
(iii) The user agency shall pay the Net Present Value (NPV) of the diverted forest land as per the orders of the Hon'ble Supreme Court, dated.28-3-2008 and 9-5-2008 in IA Nos. 826 in 566 with related IA's in Writ Petition (Civil) No.202 of 1995 and as per the orders issued by Government of Andhra Pradesh vide Go.Ms.No.124, EFS&T (For.I) Department, Dated:27-7-2010.
(iv) The funds received from the user agency towards Net Present Value (NPV), under this project shall be deposited either in SB A/c No.SB01025198, Compensatory Afforestation Fund (CAF), Andhra Pradesh, Corporation Bank, CGO Complex, Lodhi Road, New Delhi-110 003 (RTGS/IFSC No.CORP0000371) or in SB A/c No.344902010105 407 - Andhra Pradesh CAMPA, Union Bank of India, Sundar Nagar, New Delhi-110003 (RTGS/IFSC No.UBINO534498).
(v) Additional amount of the Net Present Value (NPV) of the diverted forest land, if any becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be paid by the user agency. The user agency shall furnish an undertaking to this effect.
(vi) Other conditions specified in the Government of India, Ministry of Environment, Forests & Climate Change, letters Dated.13-5-2011, 16-6-2011 and 10-12-2012, shall also be complied with by Principal Chief Conservator of Forests (Head of Forest Force), Andhra Pradesh, and user agency with which they are concerned.
(vii) The total forest area utilized for the project shall not exceed 0.82 Ha. In case the land is not taken over by the user agency or the same is not used for the stipulated purpose within a period of two years, then the area shall be taken back by the Forest Department.
(viii) After receipt of the compliance report of the above conditions, the proposal will be considered for final approval. Transfer of forest land to the user agency shall

(Contd.p.3)

not be effected prior to the issue of final approval. This approval shall be valid for a period of 5 years. In the event of non compliance of the above conditions, this approval shall automatically stand revoked.

(ix) Regarding any work in violation of the Acts and Rules, Regulations and guidelines in the matter, the user agency is liable for penal action as decided by the Government / Principal Chief Conservator of Forests (Head of Forest Force).

(x) There are 138 trees to be felled. Hence, the Cost of Compensatory afforestation in degraded forest area in lieu of felled trees is to be paid by the User Agency and executed by the State Forest Department.

(xi) The State Forest Department shall carry out plantation of dwarf species preferably medicinal plants in the Right of Way under the transmission line at the cost of user agency to be deposited with the DFO, Guntur.

(xii) Cutting of Sandra Tree species falling under the alienation to be avoided. However, trimming can be done wherever required.

5. The Principal Chief Conservator of Forests (Head of Forest Force), Andhra Pradesh, shall take further necessary action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

NEERABH KUMAR PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests (Head of Forest Force),
Andhra Pradesh, Guntur.

Copy to:

The Additional Principal Chief Conservator of Forests (Central)
Government of India,
Ministry of Environment, Forests & Climate Change.
Regional Office, 1st and 2nd Floors,
Handloom Export Promotion Council Building
34, Cathedral Garden Road, Nungambakkam, Chennai – 600034.
The Chief Executive Officer, (Ad-hoc CAMPA) and IGF (FC),
Ministry of Environment, Forests & Climate Change,
Indira Paryavaran Bhavan,
Aliganj, Jorbagh Road, New Delhi-110 003.
The Executive Engineer, Construction, CRDA Division, APTRANSCO, Guntur.
The Chief Conservator of Forests, Guntur.
The Divisional Forest Officer, Guntur Division,
The P.S.to Hon'ble M(Energy, FES&T)
The P.S to Spl. CS to Government, EFS&T Dept.,
SF/SC

// FORWARDED :: BY ORDER //

SECTION OFFICER